Secrt. II-27—50,000—4-1-52.

Passed
D.S

Home (1952) Department.

(14)

RL SERIES.

G.O. NO. 3023

Dated 9 x 52

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FOR MYSORE STATE

[Despatch Abstract.]

Ref.C3.3148/52.

S.Kanara Dt.Magistrate's Office,
Mangalore dated 20.9.52.

From

SRI C.A.RAMAKRISHNAN I.C.S.,
Dt.Magistrate, South Kanara.

To

The Secretary to Government,
Home Department, Fort St.George,
Madras 9.

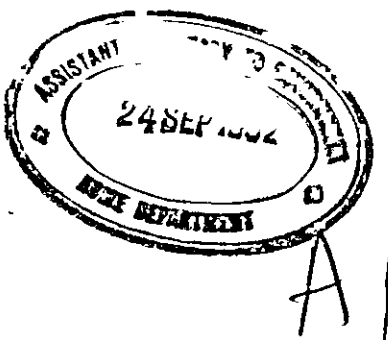
Sir,

174144 Mar
24.9

Magistrates - Sout Kanara District - II Class Magistrate - Powers to record confessions under Sections 164 Cr.P.C. - investiture of.

******

I enclose applications in the prescribed form for the investiture of powers to record confessions under Section 164 Cr.P.C for the following persons.



1. Janab M.Kunhi Ahmed B.A., Election Dy Tahsildar.
2. Sri A.Babu Shetty. —— do ——
3. Sri M.Amrita Rao. — Sub Magistrate.
4. Sri H.Ramesh Rao. — do —
5. Sri T.J.Bangera B.A. — Tahsildar (on leave)
6. Sri N.Lokayya Shetty. — Sub Magistrate
7. Sri K.Koragappa B.A. — Sub Magistrate
8. Sri K.Madhavji. — Election Dy. Tahsildar.
9. Janab V.Ramlan. — Tahsildar.
10. Sri B.Rama Rao. Tahsildar

2. There are only a few Magistrates in this District who have been invested with these powers and in a recent case my predecessor found that there was no Magistrate invested with powers under Section 164 Cr.P.C. within an entire division, and consequently the accused had to be produced before a Magistrate outside the Division. It is therefore necessary that a sufficient No. of Magistrates are invested with powers under Section 164 Cr.P.C. I therefore recommend that the powers mentioned above may be invested with powers to record confession statements under Section 164 Cr.P.C.

Persons

Yours faithfully,

For Dt.Magistrate.

Ref.C3. 3148/52 /52.

Application for Magisterial Powers under Sec. of the Criminal Procedure Code.

1. Name of the Taluk or Division. Karkal taluk.

2. Present Office. Election Dy.Tahsildar, Karkal.

3. Name in full of the incumbent. Jana M.Kunhi Ahmed.

4. Total Service in the Magisterial Department. 2 years 9 months.

5. Present powers. how long exercised. -do- He was invested with II Class Magisterial powers in G.C.R.No.1074 Home daed 29.4.47.

(A)/mp3-4.

6. Examination passed by the Officer. Rev. Tests Parts I to III
Account Tests Parts I and II
Criminal Judl.Test parts I and II.

7. Qualifications of the officer: B.A.

8. Nature of recommendation under what section and grounds thereof He may be invested with powers to record confession statement under Section 164 Cr.P.C.

9. Remarks: As there are only a few Magistraes in this district who are invested with these the police officers find it difficult to get the confession statements recorded by these Magistrates who happen to be at distant places.

For Dt.Magistrate 25/4/47

S.Kanara Dt.Magistrate's Office
Mangalore dated

To

The Secretary to Government,
Home Department, Fort St.George
M A D R A S - 9.

SR

5

Ref.C3. 3/48 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

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1. Name of the Taluk or Division. Mangalore.

2. Present Office. Election Dy.Tahsildar, Mangalore.

3. Name in full of the incumbent. A.Babu Shetty.

4. Total Service in the Magisterial Department. 1 Year 5 months.

5. Present powers how long exercised. -do- He was invested with II Cla Magisterial powers in G.O.Rt.No.628 dated 22.2.1949. ⊗/m3-4,

6. Examination passed by the Officer. Revenue Tests Parts I to III. Accounts Tests Parts I and II.

7. Qualifications of the offic.. Criminal Judl. Tests. Parts I and II. S.C.L.C.

8. Nature of recommendation under what section and grounds thereof He may be invested with powers to record confessions under Sec.164 Cr

9. Remarks: As there are only a few Magistrates in this District who are invested with these powers, police officers find it difficult to get the statements recorded by these Magistrates who happen to be at distant places.

S.Kanara Dt.Magistrate's Office
Mangalore dated 20.9.52,

For Dt.Magistrate

To

The Secretary to Government,
Home Department, Fort St.George
MADRAS - 9.

SR/

Ref.C3. 3148/52 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Prdcedure Code.

1. Name of the Taluk or Division. Beltangady sub taluk

2. Present Office. Dy.Tahsildar and Sub Magistrate Belthangady

3. Name in full of the incumbent. M. Amrith Rao

4. Total Service in the Magisterial Department. 2 years

5. Present powers how long exercised. -do- He was invested with II class powers in G.O.R.No.1136 Home dated 1.5.1950

D/M3-4.

6. Examination passed by the Officer. Rev. Tests Parts I to III
Accounts Tests Part I and II
Crl. Judl. Tests I and II

7. Qualifications of the officer: S.S.L.C

8. Nature of recommendation under what section and grounds thereof) He may be invested with powers to record confessions under section 164 Cr.P.C.

9. Remarks: As there are only a few Magistrates in this district who are invested with these powers the police officers find it very difficult to get the statements recorded by these Magistrates who happen to be at distant places.

For Dt.Magistrate

S.Kanara Dt.Magistrate's Office
Mangalore dated 20.9.52.

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

22/IX

Ref. C3. 3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1. Name of the Taluk or Division. — Kasaragod taluk

2. Present Office. — Stationary Sub Magistrate Kasaragod

3. Name in full of the incumbent. — H. Ramesh Rao

4. Total Service in the Magisterial Department. — 1 year 9 months

5. Present powers how long exercised. — -do- He was invested with II class powers in G.O.R.No.1584 dated 7.6.50 Home department

6. Examination passed by the Officer. — Rev. Tests Parts I to III
Accounts Tests Parts I and II
Criminal Judl. Test I and II

7. Qualifications of the officer: — S.S.L.C.

8. Nature of recommendation and what section and grounds there — He may be invested with powers to record confession statements under section 164 Cr.P.C.

9. Remarks: — As there are only a few Magistrates who are invested with these powers the police officers find it difficult to get the confessions of accused recorded by these Magistrates.

For Dt.Magistrate.

S.Kanara Dt.Magistrate's Office
Mangalore dated 20.9.52.

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

11

Ref.C3. 3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1.	Name of the Taluk or Division.	Kasaragod taluk
2.	Present Office.	Tahsildar Kasaragod (on leave)
3.	Name in full of the incumbent.	T.J. Bangera
4.	Total Service in the Magisterial Department.	4 years 8 months
5.	Present powers how long exercised.	-do- He was invested with II class Magisterial powers in G.O.No.587 Home dated 21.5.45
6.	Examination passed by the Officer.	Rev. Tests Parts I to III Account Test Parts I and II Crl. Judl. Tests I and II
7.	Qualifications of the officer:	B.A.
8.	Nature of recommendation under what section and grounds thereof	He may be invested with powers to record confessions under section 164 Cr.P.C.
9.	Remarks:	As there are only a few Magistrates, invested with these powers the police officers find it difficult to get the statements of the accused recorded by these Magistrates.

S.Kanara Dt.Magistrate's Office
Mangalore dated 20.9.52

For Dt.Magistrate.

To

The Secretary to Government,
Home Department, Fort St.George
M A D R A S - 9.

ER

Ref.C3. 3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1. Name of the Taluk or Division. Mangalore

2. Present Office. Sub Magistrate Bantwal.

3. Name in full of the incumbent. N. Lokaya Shetty.

4. Total Service in the Magisterial Department. 2 years 2 months.

5. Present powers how long exercised. - do - He was invested with II Class Magisterial powers in Government Notification No.442 Home dated 12-4.48.

G.O.R 974 Home 12.48 (R) 1/m3-4

6. Examination passed by the Officer. Revenue Tests Part I to III
Accounts Tests Part I and II
Criminal Judicial Test Part I and II

7. Qualifications of the officer ... S.S.I.C.

8. Nature of recommendation under what section and grounds thereof He may be invested with the powers to record confusion under section 164 Cr.P.C.

9. Remarks: As there are only a few magistrates in this district who are invested with these powers the police find it very difficult to get the statements recorded by these Magistrates.

S.Kanara Dt.Magistrate's Office
Mangalore dated

For Dt.Magistrate. 22/4

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

15

Ref.C3. 3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1. Name of the Taluk or Division .. Coondapoor.

2. Present Office. .. S.S.M.Coondapur.

3. Name in full of the incumbent.) K. ~~Kamaga~~ Koragapra.

4. Total Service in the Magisterial Department.) 1 year 3 months.

5. Present powers how long exercised.) - do - He was invested with II Class Magisterial powers in G.O.R.No. 752 Home dated 12.3.52.

6. Examination passed by the Officer.) Revenue Tests Parts I to III
) Accounts Tests Parts I and II
) Criminal Judicial tests Parts I and II

7. Qualifications of the officer) B.A.

8. Nature of recommendation under what section and grounds thereof) He may be invested with powers to record confessions under section 164 Cr.P.C.

9. Remarks: As there are a few magistrates in this district who are invested with these powers the Police officers find it difficult to get the statements of the accused recorded by these magistrates.

S.Kanara Dt.Magistrate's Office
Mangalore dated

For Dt.Magistrate

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

17

Ref.C3. 3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1. Name of the Taluk or Divisio... Coondapoor

2. Present Office. Election De uty Tahsildar Coondapur.

3. Name in full of the incumbent.) K. Madhavji.

4. Total Service in the Magisterial Department.) 1 year 4 months.

5. Present powers how long exercised.) 1 year 4 months. He was invested with IInd class powers in G.O.R.No1211 Home dated 26.4.51.

W/mpst.

6. Examination passed by the Officer.) Revenue tests Parts I to III
Account Tests " I and II
Criminal Judl.Tests. Part I and II

7. Qualifications of the offic r: S.S.L.C.

8. Nature of recommendation under what section and grounds th ...) He may beee- invested with the powers to record confession statements under section 164 Cr.P.C.

9. Remarks: As there are only a few magistrates in this district who are invested with these powers t e police and other investigating officers fund it difficult t get these statements recorded by the Magistrates. who ha n to be at far off places.

S.Kanara Dt.Magistrate's Office
Mangalore dated

For Dt.Magistrate 29/1

To

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

Ref.C3.3148/52 /52.

Application for Magisterial Powers under Sec.164 of the Criminal Procedure Code.

----:o:----

1.	Name of the Taluk or Division.	Coondapur Division Karkal Taluk
2.	Present Office.	Tahsildar Karkal
3.	Name in full of the incumbent.	Janab V.Ramlan
4.	Total Service in the Magisterial Department.	2 years 8 months 3 days
5.	Present powers how long exercised.	-do- He was invested with II Class Powers with II Class Powers in G.O.R.No.578 Home dated 6.3.47.

(S)/Mas-1.

6.	Examination passed by the Officer.	Revenue Tests Parts I to III Account Test Part I and II Crl.Judl.Test Parts I and II
7.	Qualifications of the officer:	S.S.L.C.
8.	Nature of recommendation under what section and grounds thereof	He may be invested with powers to record confession under Sec. 164 Cr.P.C.

9. Remarks: As there are only a few magistrates in this district who are invested with these powers the Investigating and other officers find it difficult to get the statements recorded by the magistrates as they often happen to be at distant places.

S.Kanara Dt.Magistrate's Office
Mangalore dated 20---9---1952.

For Dt.Magistrate

To

The Secretary to Government,
Home Department, Fort St.George,
MADRAS - 9.

SR/

Ref.C3.3148 /52.

Application for Magisterial Powers under Sec. 164 of the Criminal Procedure Code.

1. Name of the Taluk or Division. Coondapur

2. Present Office. Tahsildar Coondapur

3. Name in full of the incumbent. P.Rama Rao

4. Total Service in the Magisterial Department. 1 year 24 days

5. Present powers how long exercised. 1 year 24 days. He was invested with II Class Powers in Notification No. 572 Home Department dated 6.2.47.

Not considered.

6. Examination passed by the Officer. Revenue Tests I, II, III Accts Tests Part I and II Crl.Judicial Tests Parts I and II

7. Qualifications of the officer: S.S.L.C.

8. Nature of recommendation under what section and grounds thereo He may be invested with powers to record confession under Sec. 164 Cr.P.C.

9. Remarks: As there are only a few magistrates in this district who are invested with these powers it is difficult to go in search of such officers.

S.Kanara Dt.Magistrate's Office
Mangalore dated 20--9--1952-

For Dt.Magistrate.

To,

The Secretary to Government,
Home Department, Fort St.George,
M A D R A S - 9.

SR/

C. No. 1745/4/52) Home Department(II-B). 23

G.O. R.No. 3023 dated 9.10.52

Magistrates - Stipendiary - SOUTH KANARA district -
Second class - KUNHI AHAMAD, Mr. M. and nine others
Powers under section 164, ~~167 and 562~~, Cr.P.C. and ~~under~~
~~Probation of Offenders Act~~ - Granted.

Read: ~~G.O. R. No.~~ ~~, Home,~~ dated
From the D.M. South Kanara, Ref. C3. 3148/52 dt. 20.9.52.

Order:

The following notifications will be published in the Fort St. George Gazette:-

Notifications.

~~I.~~

Under section 164 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the undermentioned second class magistrates in the district of SOUTH KANARA are ~~has~~ empowered to record any statement or confession made to them ~~him~~ in the course of an investigation under Chapter XIV of the said Code or at any time afterwards before the commencement of the enquiry or trial.

P3cf. Mr. M. KUNHI AHAMAD.
P6cf. Sri. A. BABU SHETTY
P7cf. Sri. M. AMRITHA RAO
P9cf. Sri. H. RAMESH RAO.
P11cf. Sri. T. J. BANGERA.
P13cf. Sri. N. LOKAYYA SHETTY
P15cf. Sri. K. KORAGAPPA
P17cf. Sri. K. MADHAVJI.
P19cf. Mr. V. RAMLAN.
P21cf. Sri. B. RAMA RAO.

8.10.52

8.10.52

8.X.1952

8/10/52

1097-15-14
22.10.52

To
The D.M. South Kanara
" S.G.P. for publication in the F.S.G.
Gazette.
Copy to P.W.(H&P) Dept.

INITIAL

~~III.~~

Under section 562 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the undermentioned second class magistrates in the district of are/is empowered to pass orders as to first offenders.

Under section 5 of the Madras Probation of Offenders Act, 1936 (Madras Act III of 1937) the undermentioned second class magistrates in the district of are/is empowered to exercise the powers conferred by sections 3 and 4 of the said Act.

To the D.M.
To the S.G.P. for publication
of the notfn. in the F.S.G.G.
Copy to the I.G. of Prisons, Madras.
Copy to P.W.(I & P) Dept.

(Cir. 174144 Ch6 II 52)

HOME DEPARTMENT.

Note:- For the reasons stated in para 2 of his letter at Ref, the D.M., South Kanara recommends that the 10 persons referred to at 'A' on Ref may be invested with powers under section 164 Cr.P.C. All the officers recommended have exercised second class powers for more than six months. Of the ten, only items 3, 4, 6 and 7 are now working as Sub Magistrates and the rest are now holding non-magisterial posts as Tahsildars or Selection Deputy Tahsildars. In view of the difficulty reported by the D.M in para 2 of his letter, there seems to be no objection to invest all the persons recommended with powers under section 164 Cr.P.C. as those who are likely to exercise (not on regular magisterial duty are not) the powers except in special circumstances which this is a case in point.

Subject to orders, the draft order issued as per ante is for approval.

8.10.52

8.10.52

8-X-1952

K.S. Iyer

(Issued as G.O.R 3023 Home dt 9x52)